

SB213\_L.002

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Education.

SB13-213 be amended as follows:

1 Amend printed bill, page 16, line 12, strike "(3)" and substitute "(4)" and  
2 strike "(3)" and substitute "(4)".

3 Page 18, after line 18 insert:

4       "(b) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (a) OF  
5 THIS SUBSECTION (7), FOR AN INSTITUTE CHARTER SCHOOL THAT DOES NOT  
6 ENROLL STUDENTS IN GRADES ONE THROUGH EIGHT, "AT-RISK PUPIL  
7 PERCENTAGE" MEANS THE NUMBER OF AT-RISK PUPILS ENROLLED IN THE  
8 INSTITUTE CHARTER SCHOOL EACH SCHOOL DAY, TOTALED FOR THE  
9 AVERAGING PERIOD AND DIVIDED BY THE NUMBER OF SCHOOL DAYS IN THE  
10 AVERAGING PERIOD, THEN DIVIDED BY THE INSTITUTE CHARTER SCHOOL'S  
11 AVERAGE DAILY MEMBERSHIP FOR THE SAME AVERAGING PERIOD."

12 Reletter succeeding paragraphs accordingly.

13 Page 23, strike lines 22 through 24 and substitute "OF THIS TITLE, THE  
14 PUPILS WHO ARE ENROLLED IN KINDERGARTEN, WHO ARE ALL COUNTED AS  
15 FULL-TIME PUPILS, THE PUPILS WHO ARE ENROLLED IN GRADES ONE  
16 THROUGH EIGHT, WHO ARE COUNTED AS EITHER FULL-TIME OR PART-TIME  
17 PUPILS, AND THE PUPILS WHO ARE ENROLLED IN GRADES NINE THROUGH  
18 TWELVE, WHO".

19 Page 31, strike line 4 and substitute "COMMITTEES. THE DEPARTMENT  
20 SHALL SUBMIT THE FIRST COST STUDY NO LATER THAN JANUARY 31, 2016.  
21 THE DEPARTMENT SHALL SUBMIT THE REPORT AND SUBSEQUENT COST  
22 STUDIES NO LATER THAN JANUARY 31, 2020, AND NO LATER THAN".

23 Page 40, line 2, after "DISTRICT'S" insert "ADJUSTED".

24 Page 40, line 6, after "DISTRICT'S" insert "ADJUSTED".

25 Page 41, line 2, after "DISTRICT'S" insert "ADJUSTED".

26 Page 41, line 7, after "DISTRICT'S" insert "ADJUSTED".

27 Page 44, line 8, after "SCHOOL'S" insert "ADJUSTED".



- 1 Page 44, line 13, after "SCHOOL'S" insert "ADJUSTED".
- 2 Page 45, line 13, after "SCHOOL'S" insert "ADJUSTED".
- 3 Page 45, line 19, after "SCHOOL'S" insert "ADJUSTED".
- 4 Page 48, line 23, strike the first "DISTRICT'S" and substitute "STATEWIDE".
- 5 Page 76, line 18, strike "2014-15" and substitute "2015-16".
- 6 Page 76, line 19, strike "2015-16" and substitute "2016-17".
- 7 Page 108, line 24, strike "OF THE DISTRICT".
- 8 Page 116, line 3, strike "(d) (III)." and substitute "(d).".
- 9 Page 116, line 10, strike "(d) (III)." and substitute "(d).".
- 10 Page 118, line 21, strike "(d) (III)." and substitute "(d).".
- 11 Page 121, line 20, strike "(d) (III)." and substitute "(d).".
- 12 Page 132, after line 13 insert:
  - 13 "(c) "AT-RISK" HAS THE SAME MEANING AS PROVIDED IN SECTION
  - 14 22-54.5-103 (5).
  - 15 (d) "AT-RISK PUPIL AVERAGE DAILY MEMBERSHIP" HAS THE SAME
  - 16 MEANING AS PROVIDED IN SECTION 22-54.5-103 (6).".
- 17 Reletter succeeding paragraphs accordingly.
- 18 Page 133, after line 7 insert:
  - 19 "(i) "ENGLISH LANGUAGE LEARNER" HAS THE SAME MEANING AS
  - 20 PROVIDED IN SECTION 22-54.5-103 (16).
  - 21 (j) "ENGLISH LANGUAGE LEARNER AVERAGE DAILY MEMBERSHIP"
  - 22 HAS THE SAME MEANING AS PROVIDED IN SECTION 22-54.5-103 (17).".
- 23 Reletter succeeding paragraphs accordingly.
- 24 Page 136, line 18, after "(I)" insert "(A)".

1 Page 136, line 25, strike "PUPILS" and substitute "PUPILS, INCLUDING THE  
2 PROJECTED NUMBER OF AT-RISK PUPILS AND ENGLISH LANGUAGE  
3 LEARNERS,".

4 Page 136, after line 26 insert:

5           "(B) THE DISTRICT SHALL CALCULATE THE CHARTER SCHOOL'S  
6 AVERAGE DAILY MEMBERSHIP OR ON-LINE AVERAGE DAILY MEMBERSHIP,  
7 WHICHEVER IS APPLICABLE, AND THE CHARTER SCHOOL'S AT-RISK PUPIL  
8 AVERAGE DAILY MEMBERSHIP AND ENGLISH LANGUAGE LEARNER  
9 AVERAGE DAILY MEMBERSHIP FOR THE FIRST HALF OF THE CHARTER  
10 SCHOOL'S FIRST SCHOOL YEAR. IF THE CALCULATED AVERAGE DAILY  
11 MEMBERSHIP OR ON-LINE AVERAGE DAILY MEMBERSHIP IS DIFFERENT  
12 FROM THE PROJECTED MEMBERSHIP, THE DISTRICT SHALL RECALCULATE  
13 THE CHARTER SCHOOL'S FUNDING USING THE AVERAGE DAILY MEMBERSHIP  
14 OR ON-LINE AVERAGE DAILY MEMBERSHIP, WHICHEVER IS APPLICABLE,  
15 AND THE AT-RISK PUPIL AVERAGE DAILY MEMBERSHIP AND ENGLISH  
16 LANGUAGE LEARNER AVERAGE DAILY MEMBERSHIP OF THE FIRST HALF OF  
17 THE THEN-CURRENT SCHOOL YEAR AND ADJUST THE CHARTER SCHOOL'S  
18 FUNDING ACCORDINGLY FOR THE REMAINDER OF THE FIRST SCHOOL  
19 YEAR.".

20 Page 136, line 27, after "(II)" insert "(A)".

21 Page 137, line 9, after "AT-RISK" insert "PUPIL".

22 Page 137, after line 11 insert:

23           "(B) THE DISTRICT SHALL CALCULATE THE CHARTER SCHOOL'S  
24 AVERAGE DAILY MEMBERSHIP OR ON-LINE AVERAGE DAILY MEMBERSHIP,  
25 WHICHEVER IS APPLICABLE, AND THE CHARTER SCHOOL'S AT-RISK PUPIL  
26 AVERAGE DAILY MEMBERSHIP AND ENGLISH LANGUAGE LEARNER  
27 AVERAGE DAILY MEMBERSHIP FOR THE FIRST HALF OF THE CHARTER  
28 SCHOOL'S SECOND SCHOOL YEAR. IF THE CALCULATED AVERAGE DAILY  
29 MEMBERSHIP OR ON-LINE AVERAGE DAILY MEMBERSHIP EXCEEDS THE  
30 AVERAGE DAILY MEMBERSHIP OR ON-LINE AVERAGE DAILY MEMBERSHIP  
31 FOR THE FIRST HALF OF THE CHARTER SCHOOL'S FIRST SCHOOL YEAR, THE  
32 DISTRICT SHALL RECALCULATE THE CHARTER SCHOOL'S FUNDING USING  
33 THE AVERAGE DAILY MEMBERSHIP OR ON-LINE AVERAGE DAILY  
34 MEMBERSHIP, WHICHEVER IS APPLICABLE, AND THE AT-RISK PUPIL  
35 AVERAGE DAILY MEMBERSHIP AND ENGLISH LANGUAGE LEARNER



1 AVERAGE DAILY MEMBERSHIP OF THE FIRST HALF OF THE THEN-CURRENT  
2 SCHOOL YEAR AND ADJUST THE CHARTER SCHOOL'S FUNDING  
3 ACCORDINGLY FOR THE REMAINDER OF THE SECOND SCHOOL YEAR."

4 Page 137, line 18, strike "OR FOR".

5 Page 137, strike line 19.

6 Page 137, line 20, strike "IS IN THE SECOND YEAR OF ENROLLING PUPILS,".

7 Page 137, strike line 27 and substitute:

8 "(IV) IF A CHARTER SCHOOL'S FUNDING INCREASES BECAUSE OF  
9 THE RECALCULATIONS DESCRIBED IN THIS PARAGRAPH (d), THE DISTRICT  
10 SHALL REPORT TO THE DEPARTMENT THE INCREASE IN".

11 Page 138, line 7, strike "SUBPARAGRAPH(III)" and substitute "PARAGRAPH  
12 (d)".

13 Page 138, line 9, strike "SUBPARAGRAPH(III)" and substitute "PARAGRAPH  
14 (d)".

15 Page 153, line 18, strike "(3)." and substitute "(4).".

16 Page 153, after line 18 insert:

17 "(f) "AT-RISK PUPIL AVERAGE DAILY MEMBERSHIP" HAS THE SAME  
18 MEANING AS PROVIDED IN SECTION 22-54.5-103 (6).".

19 Reletter succeeding paragraphs accordingly.

20 Page 153, after line 25 insert:

21 "(j) "ENGLISH LANGUAGE LEARNER AVERAGE DAILY MEMBERSHIP"  
22 HAS THE SAME MEANING AS PROVIDED IN SECTION 22-54.5-103 (17).".

23 Page 153, line 25, strike "(4)." and substitute "(5).".

24 Page 156, strike lines 5 through 22 and substitute:

25 "(c) IF THE DEPARTMENT RECALCULATES AND ADJUSTS AN

1 INSTITUTE CHARTER SCHOOL'S FUNDING AS PROVIDED IN SECTION  
2 22-54.5-405 (4) OR (6), THE INSTITUTE SHALL ADJUST ITS PAYMENTS TO  
3 THE INSTITUTE CHARTER SCHOOL PURSUANT TO THIS SECTION  
4 ACCORDINGLY.

5 (d) IN THE FIRST AND SECOND YEARS IN WHICH A NEW INSTITUTE  
6 CHARTER SCHOOL ENROLLS PUPILS AND IN ANY SCHOOL YEAR IN WHICH AN  
7 INSTITUTE CHARTER SCHOOL ADDS GRADE LEVELS, THE INSTITUTE SHALL  
8 CALCULATE THE INSTITUTE CHARTER SCHOOL'S MEMBERSHIP AND, IF  
9 APPLICABLE, ON-LINE PUPIL ENROLLMENT AND ASCENT PROGRAM  
10 ENROLLMENT AS PROVIDED IN SECTION 22-54.5-405 (4) AND (6).".

11 Page 157, strike lines 7 through 11.

12 Page 157, line 12, strike "(B)" and substitute "(II) (A)".

13 Reletter succeeding sub-subparagraphs accordingly.

14 Page 170, after line 18 insert:

15 "(d) THE REQUIREMENTS SPECIFIED IN THIS SUBSECTION (4) TO  
16 REPORT INFORMATION AT THE SCHOOL-SITE LEVEL APPLY TO THE 2014-15  
17 BUDGET YEAR AND BUDGET YEARS THEREAFTER.".

18 Page 170, line 19, strike "(d)" and substitute "(e)".

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